IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE K.BALAKRISHNAN NAIR

MONDAY, THE 23RD JULY 2007 / 1ST SRAVANA 1929

WP(C).No. 14340 of 2007(F)

PETITIONER:

DINESAN K., MECHANIC,
OFFICE OF THE ASSISTANT EXECUTIVE ENGINEER,
(AGRICULTURE), MELA CHOVVA, KANNUR DISTRICT.

BY ADV. SRI.KALEESWARAM RAJ

RESPONDENTS:

1. **STATE OF KERALA, REPRESENTED BY**
   SECRETARY TO GOVERNMENT,
   DEPARTMENT OF AGRICULTURE, SECRETARIAT,
   THIRUVANANTHAPURAM.

2. **THE DIRECTOR OF AGRICULTURE,**
   THIRUVANANTHAPURAM.

3. **THE PRINVIPAL AGRICULTURAL OFFICER,**
   KANNUR.

4. **P.B.SANTHOSH, STORE-IN CHARGE,**
   OFFICE OF THE ASST. EXECUTIVE ENGINEER(AGRL),
   CHEMBUKAVU, THRISSUR DISTRICT.

5. **P.L.MAJU, MECHANIC,**
   OFFICE OF ASST. DIRECTOR OF AGRICULTURE,
   NEYYATTINKARA, THIRUVANANTHAPURAM.

6. **A.DAMODARAN, MECHANIC,**
   OFFICE OF ASST. EXECUTIVE ENGINEER(AGRL),
   KARANDAKADU, NEAR BLOCK OFFICE, KASARAGOD DIST.

7. SAJU K.THANKAPPAN,
MACHINIST, R.T.T. CENTRE, VELLAYANI,
THIRUVANANTHAPURAM.

BY ADV. SRI.B.GOPAKUMAR
SRI.V.A.MUHAMMED
SRI.K.E.HAMZA
SRI.ELVIN PETER P.J.
GOVERNMENT PLEADER SRI. P.NANDAKUMAR

THIS WRIT PETITION (CIVIL) HAVING BEEN FINALLY HEARD ON 23/07/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

WP(C) NO: 14340/2007

APPENDIX

PETITIONER'S EXHIBITS

EXT.P1. COPY OF THE FINAL SENIORITY LIST.

EXT.P2. COPY OF THE EARLIER SERVICE DETAILS OF THE PETITIONER ATTESTED BY THE ASST. EXE. ENGINEER.

EXT.P3. COPY OF THE CIRCULAR DT. 26/7/00.

EXT.P4. COPY OF THE MEMORANDUM FORWARDED BY THE ASST. EX. ENGINEER DT. 25/10/00.

EXT.P5. COPY OF THE SERVICE DETAILS OF THE PETITIONER.

EXT.P6. COPY OF THE REPRESENTATION DT. 15/10/2003 FILED BY THE PETITIONER.

EXT.P7. COPY OF THE LETTER DT. 30/10/03.

EXT.P8. COPY OF THE JUDGMENT DT. 9/8/05 IN WPC NO. 22369/04.

EXT.P9. COPY OF THE ORDER DT. 28/10/05 BY THE R2.

EXT.P10. COPY OF THE REPRESENTATION DT. 30/10/05 FILED BY THE PETITIONER.

EXT.P11. COPY OF THE JUDGMENT DT. 22/11/05 IN WPC NO. 32543/2005.

EXT.P12. COPY OF THE ORDER WITH NO. S.H.(1) 39492/04 DT. 6/2/06 BY R2.

EXT.P13. COPY OF THE GO MS NO. 5/93/AD DT. 8/1/93.

EXT.P14. COPY OF THE LETTER DT. 12/09/96 SENT BY DIRECTOR OF AGRL. TO THE ASST. SECRETARY DEPARTMENT OF AGRL., THIRUVANANTHAPURAM.

EXT.P15. COPY OF THE ORDER DT. 30/08/03.

EXT.P16. COPY OF THE ORDER DT. 28/11/06 BY THE PRL. AGRL. OFFICER, KANNUR.

EXT.P17. COPY OF THE LETTER DT. 15/7/2005.

EXT.P18. COPY OF THE REPRESENTATION DT. 30/11/2006 FILED BY THE PETITIONER BEFORE THE R2.

EXT.P19. COPY OF THE JUDGMENT DT. 21/12/06 IN WPC NO. 5732/06.

WP(C) NO: 4340/2007

EXT.P20. COPY OF THE REPRESENTATION DT. 23/12/06 FILED THE PETITIONER BEFORE THE GOVT.

EXT.P21. COPY OF THE LETTER DT. 7/3/07 BY THE GOVT.

EXT.P22. COPY OF THE PROVISIONAL SENIORITY LIST.

EXT.P23. COPY OF THE OBJECTION FILED BY THE PETITIONER.

EXT.P24. COPY OF THE JUDGMENT DT. 3/4/07.

EXT.P25. COPY OF THE LETTER DT. 19/4/07.

EXT.P26. COPY OF THE ORDER DT. 7/4/07.

EXT.P27. COPY OF THE REPRESENTATION FILED BY THE PETITIONER.

True copy

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K.BALAKRISHNAN NAIR,J.

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Judgment

The petitioner is working under respondents 1 to 3. He is aggrieved by Ext.P26 final seniority list of Mechanics, published by the Director of Agriculture. He submits, he has preferred Ext.P27 statutory appeal against that list under Rule 27B of Part II KS & SSR before the Government. He prays for a direction to the 1st respondent to consider and pass orders on it.

2. I heard the learned Government Pleader appearing for the official respondents and also the learned counsel appearing for the party respondents. If Ext.P27 is received and pending, the 1st respondent will consider and pass orders on it in accordance with law within four months from the date of receipt of a copy of this Judgment. Needless to say, the promotions made based on Ext.P26 will be subject to the result of the orders passed on Ext.P27.

The Writ Petition is disposed of as above.

23.07.2007 **K.BALAKRISHNAN NAIR,JUDGE**

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